

May 24, 1973

SENATOR WARNER: I was told there would be no technical problem.

SENATOR SYAS: Who told you?

SENATOR WARNER: All of our staff.

PRESIDENT: Chair recognizes Senator Whitney.

SENATOR WHITNEY: Mr. President, I want to answer Senator Syas's question. When the income tax was first put into effect, in the State of Nebraska, the State income tax, I felt just like Senator Syas does now. That it could not be retroactive. So I got an attorney general's opinion and he said that the legislature can make an enact a State income tax and make it retroactive and that is exactly what we did. So if we could do it then, we can do it now.

SENATOR SYAS: Well, I suppose your right. If he gave you that opinion, that is why I asked the question. The introducer of the bill couldn't answer it. Thank-you Senator Whitney, you can.

PRESIDENT: Motion before the house is now LB 10 be advanced from select file to E & R for engrossing. All those in favor vote aye, all those opposed vote no. Voting on the motion to advance LB 10 as amended. Motion is to advance LB 10 as amended. Have you all voted. Clerk will record.

CLERK: 25 ayes, no nays, 12 not voting Mr. President.

PRESIDENT: Bill is advanced. Do we have any other notices of committee---

CLERK: Message from the Executive office, (Read) Mr. President, I move to return to select file for specific amendment LB 275, (Read) signed Senator Kelly.

PRESIDENT: Chair recognizes Senator Kelly for his motion on LB 275.

SENATOR KELLY: Mr. President, members of the body, this is an opportunity to bring LB 275 back to strike the Goodrich amendment, reinstitute the committee amendment which is what the University originally asked for and in public hearing.

PRESIDENT: Any further discussion of the motion? Senator Carpenter.

SENATOR CARPENTER: Well I don't know what they asked for originally. I think I can say without contradiction the bill in its present form is actually what they want. Do you understand that Senator Kelly?

SENATOR KELLY: Say again.

PRESIDENT: Do you care to respond.

SENATOR CARPENTER: It is my opinion that I have been told by the University, those who should know, that the bill as it now is, not the bill originally considered by the, your committee is an the present form, as they would like to have it passed. Are you familiar with that or do you disagree with it.

SENATOR KELLY: I disagree with that. The university made major changes in their ideas of the colleges they wanted in a matter of 6 weeks. If that be the case.